

RECEIVED
COMMERCIAL CENTER

JAN 19 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Etgen

Serial No.: 09/871,498

Filed: May 31, 2001

For: Method and Apparatus for
Calculating Data Integrity Metrics for
Web Server Activity Log Analysis

Group Art Unit: 2857

Examiner: West, Jeffrey R.

Attorney Docket No.: RSW920010060US1

Fee only

Certificate of Transmission Under 37 C.F.R. § 1.8(a)
 I hereby certify this correspondence is being transmitted via
 facsimile to the Commissioner for Patents, P.O. Box 1450,
 Alexandria, VA 22313-1450, facsimile number (703) 872-9306
 on January 19, 2005.
 By: Dell Whitton
 Dell Whitton

NOTICE OF APPEALCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the office action dated November 22, 2004 finally rejecting claims 1, 3-16, 18-29 and 31-41.

A fee of \$500.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0461. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0461. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0461.

02/18/2005 PJONES1 00000005 090461 090461
 01 FC:1401 500.00

Respectfully submitted,

Duke W. Yee
 Duke W. Yee
 Reg. No. 34,285
 YEE & ASSOCIATES, P.C.
 P.O. Box 802333
 Dallas, Texas 75380
 (972) 385-8777
 ATTORNEY FOR APPLICANT